

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

DUANE EDWARD BUCK,

Petitioner,

v.

RICK THALER, Director,
Correctional Institutions Division,
Texas Department of Criminal
Justice,

Respondent.

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CIVIL ACTION NO. 4:04-cv-03965
CAPITAL CASE

PROPOSED ORDER

Petitioner Duane Edward Buck has filed a Motion for Relief From Judgment Pursuant to Rule 60 of the Federal Rules of Civil Procedure. This Court is of the opinion that Petitioner's Motion should be **GRANTED**. The Court accordingly vacates the memorandum opinion and the judgment entered in this cause on July 24, 2006.

Signed this ____ day of _____, 2011.

United States District Judge